



1 Plaintiff Zakiyyah Smith (“Plaintiff”) and defendant LendingClub Corporation  
2 (“LendingClub” and together, with Plaintiff, the “Parties”), stipulate as follows:

3 WHEREAS, Plaintiff filed the Complaint on August 28, 2018;

4 WHEREAS, the Complaint was served on October 8, 2018;

5 WHEREAS, the original deadline for LendingClub to respond to the  
6 Complaint was October 29, 2018;

7 WHEREAS, the Parties initially agreed to extend the date for LendingClub to  
8 respond to the Complaint, by answer, motion or otherwise, by fourteen (14) days, to  
9 and including November 12, 2018 (Dkt. No. 9);

10 WHEREAS, the Parties have reached an agreement in principle to settle and  
11 fully resolve all claims asserted in this matter (the “Settlement”);

12 WHEREAS, the Parties are working to document the Settlement and expect to  
13 submit dismissal papers within 45 days;

14 WHEREAS, as a result of the Settlement, the Parties have agreed that  
15 LendingClub need not respond to the Complaint at this time. Should the Settlement  
16 fail for any reason, the Parties agree that they will submit a status report requesting  
17 that this matter return to active status and will agree upon a reasonable deadline for  
18 LendingClub to respond to the Complaint; and

19 WHEREAS, this Stipulation is made in good faith and not for purposes of  
20 delay.

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IT IS HEREBY STIPULATED by and between the Parties, through their respective counsel of record, that the Parties will work toward documenting and completing the terms of the Settlement and will submit the necessary papers dismissing this action, with prejudice, within 45 days. If the Settlement does not proceed, the Parties will submit a status report within 45 days requesting that this matter return to active status and setting a deadline for LendingClub to respond to the Complaint.

Dated: November 12, 2018

STROOCK & STROOCK & LAVAN LLP  
ARJUN P. RAO

By: /s/ Arjun P. Rao  
Arjun P. Rao

Attorneys for Defendant  
LENDINGCLUB CORPORATION

Dated: November 12, 2018

PRICE LAW GROUP, APC  
BRIAN BRAZIER  
LAUREN TEGAN RODKEY

By: /s/ Brian Brazier  
Brian Brazier

Attorneys for Plaintiff  
ZAKIYYAH SMITH

**Filer's Attestation**

In compliance with L.R. 5-4.3.4(a)(2)(i), I hereby attest that concurrence in the filing of this Stipulation has been obtained from counsel for Plaintiff.

/s/ Arjun P. Rao  
Arjun P. Rao

STROOCK & STROOCK & LAVAN LLP  
2029 Century Park East  
Los Angeles, California 90067-3086

**CERTIFICATE OF SERVICE**

I hereby certify that on November 12, 2018, a copy of the foregoing **NOTICE OF SETTLEMENT AND STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT BY MORE THAN 30 DAYS** was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's EM/ECF System.

/s/ Arjun P. Rao  
Arjun P. Rao

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